

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:20-cv-00307-WCM

LIBERTY MUTUAL INSURANCE )  
COMPANY, *as Administrator and Assignee* )  
*of other Developers Surety and Indemnity* )  
Company )

Plaintiff,

v.

FIDELIS VETERAN CONSTRUCTION, INC) )  
JOHN H. LEWIS, and GERRI T. LEWIS )

Defendants.

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ORDER

This matter is before the court *sua sponte* following the filing of the parties' "Notice of Settlement with Lewis Defendants and Request to Withhold Action of Summary-Judgment Motion" (the "Notice," Doc. 23).

The Notice was filed on October 4, 2021, and the deadline for the parties to submit a closing document was November 3, 2021. However, this deadline has passed, and the parties have not filed a closing document.

On its own motion, the court will extend the deadline for the filing of a Stipulation of Dismissal or other appropriate closing document to and including **Friday, November 12, 2021**. The parties are **NOTIFIED** that failure

to file a closing document by the November 12, 2021 deadline will likely result in the dismissal of this action without prejudice.

It is so ordered.

Signed: November 5, 2021

A handwritten signature in black ink, reading "W. Carleton Metcalf", written over a horizontal line.

W. Carleton Metcalf  
United States Magistrate Judge

